

I certify that the attached is a true and
correct copy of HR 35, which
was filed of record on FEB 02 1987
1987 FEB -5 PM 2:18 and referred to the committee on:
HOUSE OF REPRESENTATIVES County Affairs
Betty Murray
Chief Clerk of the House

FILED FEB 02 1987

By Yet

H J.R. No. 35

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county treasurer in Gregg County.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, Subsection (c), of the
5 Texas Constitution is amended to read as follows:

6 (c) The office of County Treasurer in the counties of
7 Andrews and Gregg [County] is abolished. In Andrews County, [and
8 all] the powers, duties, and functions of the [that] office are
9 transferred to the County Auditor of the [that] county or to the
10 officer who succeeds to the auditor's functions. In Gregg County,
11 the functions of the office are transferred to the county officer
12 designated by the Commissioners Court, and the Commissioners Court
13 may from time to time change its designation as it considers
14 appropriate.

15 SECTION 2. The following temporary provision is added to the
16 Texas Constitution:

17 TEMPORARY PROVISION. (a) This temporary provision applies
18 to the constitutional amendment proposed by the 70th Legislature,
19 Regular Session, 1987, relating to the abolition of the office of
20 county treasurer in Gregg County.

21 (b) The constitutional amendment takes effect January 1,
22 1988.

23 (c) This temporary provision takes effect on the adoption of
24 the amendment by the voters and expires January 2, 1988.

1 SECTION 3. This proposed amendment shall be submitted to the
2 voters at an election to be held on November 3, 1987. The ballot
3 shall be printed to provide for voting for or against the
4 proposition: "The constitutional amendment to abolish the office
5 of county treasurer in Gregg County."

HOUSE COMMITTEE REPORT

1987 MAY 17 PM 3:11

1st Printing

By Yost

H.J.R. No. 35

Substitute the following for H.J.R. No. 35:

By Jones

C.S.H.J.R. No. 35

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county treasurer in certain counties.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsections (b), (c), and (d)
6 and by adding Subsection (f) to read as follows:

7 (b) The office of County Treasurer in the counties of
8 Tarrant, ~~[and]~~ Bee, and Nueces is abolished and all the powers,
9 duties, and functions of the office in each of these counties are
10 transferred to the County Auditor or to the officer who succeeds to
11 the auditor's functions. The office of County Treasurer in the
12 counties of Bexar and Collin are abolished and all the powers,
13 duties, and functions of the office in each of these counties are
14 transferred to the County Clerk. However, the office of County
15 Treasurer shall be abolished in the counties covered by this
16 subsection only after a local election has been held in each county
17 and the proposition "to abolish the elective office of county
18 treasurer" has passed by a majority of those persons voting in said
19 election.

20 (c) The office of County Treasurer in the counties of
21 Andrews and Gregg ~~[County]~~ is abolished. In Andrews County, ~~[and~~
22 ~~all]~~ the powers, duties, and functions of the ~~[that]~~ office are
23 transferred to the County Auditor of the ~~[that]~~ county or to the
24 officer who succeeds to the auditor's functions. In Gregg County,

1 the functions of the office are transferred to the county officer
2 designated by the Commissioners Court, and the Commissioners Court
3 may from time to time change its designation as it considers
4 appropriate.

5 (d) The office of County Treasurer in the counties of El
6 Paso and Fayette [County] is abolished. In El Paso County, the
7 [The] Commissioners Court [of-the-county] may employ or contract
8 with a qualified person or may designate another county officer to
9 perform any of the functions that would have been performed by the
10 County Treasurer if the office had not been abolished. In Fayette
11 County, the functions of the abolished office are transferred to
12 the County Auditor or to the officer who succeeds to the auditor's
13 functions. However, the office of County Treasurer in El Paso or
14 Fayette County is abolished under this subsection only if, at the
15 statewide election at which [this] the constitutional amendment
16 providing for the abolition of the office in that county is
17 submitted to the voters, a majority of the voters of that county
18 [El--Pase-County] voting on the question at that election favor the
19 amendment.

20 (f) The office of County Treasurer in Nueces County is
21 abolished under Subsection (b) of this section according to the
22 terms of that subsection. The office of County Treasurer in Gregg
23 County is abolished under Subsection (c) of this section on January
24 1, 1988. The office of County Treasurer in Fayette County is
25 abolished under Subsection (d) of this section on the day following
26 the date of the official canvass of returns showing the adoption,
27 statewide and in Fayette County, of the constitutional amendment

1 proposed by House Joint Resolution 35 of the 70th Legislature,
2 Regular Session, 1987. This subsection expires January 2, 1988.

3 SECTION 2. This proposed amendment shall be submitted to the
4 voters at an election to be held on November 3, 1987. The ballot
5 shall be printed to provide for voting for or against the
6 proposition: "The constitutional amendment to provide for the
7 abolition of the office of county treasurer in Gregg, Fayette, and
8 Nueces counties."

COMMITTEE REPORT

The Honorable Gib Lewis
Speaker of the House of Representatives

5-7-87
(date)

Sir:

We, your COMMITTEE ON COUNTY AFFAIRS,

to whom was referred HJR 35 have had the same under consideration and beg to report
(measure)

back with the recommendation that it

() do pass, without amendment.
() do pass, with amendment(s).
☒ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. ☒ yes () no An actuarial analysis was requested. () yes ☒ no

An author's fiscal statement was requested. () yes ☒ no

~~The Committee recommends that this measure be placed on the (Local) or (Consent) Calendar.~~

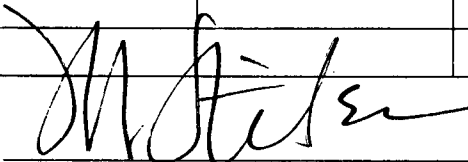

This measure () proposes new law. ☒ amends existing law.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Stiles, Ch.		X		
Eckels, V.C.		X		
Whaley, C.B.O.	X			
Campbell	X			
Carriker			X	
Edge	X			
Finnell	X			
Harrison	X			
Jones	X			
Melton		X		
Patterson				X
Robinson				X
Willy	X			

Total
7 aye
3 nay
1 present, not voting
2 absent


CHAIRMAN

COMMITTEE COORDINATOR

BILL ANALYSIS

By: YOST

H.J.R. 35

BACKGROUND

Art. 16, Sec. 44 of the Texas Constitution requires all but 6 counties in the State to elect a county treasurer. County treasurers are responsible for the receipt, deposit, and disbursement of county funds.

PURPOSE

H.J.R. 35 would provide for a proposed constitutional amendment to abolish the office of County Treasurers in Nueces County, Gregg County, and Fayette County.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Art. 16, Sec. 44 of the Texas Constitution, Subsections (b), (c), and (d) and adds (f).

(b). Allows Nueces county to hold an election for the purpose of abolishing the office of county treasurer and transference of the functions to the county auditor.

(c). Abolishes the office of county treasurer in Gregg County and allows the commissioners court to designate the county officer who will take over the treasurer's duties.

(d). Allows Fayette county to hold an election for the purpose of abolishing the office of county treasurer and the transference of the functions to the county auditor.

(f). Effective date of the subsections in this section.

SECTION 2. This proposed amendment will be submitted to the voters at an election to be held on November 3, 1987. The ballot will be printed to provide for voting for or against the proposition: "The constitutional amendment to provide for the abolition of the office of county treasurer in Gregg County, Fayette, and Nueces counties."

RULEMAKING AUTHORITY

It is the opinion of the committee that this bill does not delegate rulemaking authority to any state agency, officer, department of institution.

COMPARISON BETWEEN ORIGINAL AND SUBSTITUTE

The original bill as filed only pertained to the abolition of the office of county treasurer in Gregg County. The substitute combines HJR 11 which proposed abolition of county treasurer in Nueces County and HJR 42 abolishing the treasurer in Fayette County with HJR. 35.

SUMMARY OF COMMITTEE ACTION

H.J.R. 35, along with H.J.R 42 and H.J.R 11 was considered in a public hearing on April 28, 1987. Testifying for the joint resolutions were June Knighten, County Treasurer of Gregg County and Tom Hunt, County Treasurer of Nueces County. No one testified against the resolutions. The resolutions were all sent to a subcommittee which held a formal meeting on May 5, 1987. The subcommittee moved to report HJR 11, HJR 35, and HJR 42 favorably back to the full committee. The full committee considered HJR 35 on May 7, 1987. Representative Jones offered a committee substitute. The motion to adopt the substitute and report HJR 35, as substituted, favorably to the House carried with 7 Ayes, 3 Nays, 1 PNV and 2 Absent.

Committee on County Affairs
04/28/87
AEH

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 14, 1987

TO: Honorable Mark W. Stiles, Chair
Committee on County Affairs
House of Representatives
Austin, Texas

In Re: Committee Substitute for
House Joint Resolution No. 35

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 35 (proposing a constitutional amendment to abolish the office of county treasurer in certain counties) this office has determined the following:

The fiscal implication to the State is limited to the cost of publication which is estimated to be \$45,000 in fiscal year 1988.

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House as to its fiscal impact on units of local government.

Source: LBB Staff: JO, HES, JWH, GL, LV

ADOPTED

as amended

MAY 20 1937

Betty Murray
Chief Clerk
House of Representatives

By Yost

H.J.R. No. 35

Substitute the following for H.J.R. No. 35:

By

Jones

C.S.H.J.R. No. 35

A JOINT RESOLUTION

105052
1 proposing a constitutional amendment to abolish the office of
2 county treasurer in certain counties.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsections (b) (c) and (d)
6 and by adding Subsections (f) and (g) to read as follows:

And
to 2
7 ~~(b) The office of County Treasurer in the counties of~~
8 Tarrant, ^{and} ~~[and] Bee, and Nueces~~ is abolished and all the powers,
9 duties, and functions of the office in each of these counties are
10 transferred to the County Auditor or to the officer who succeeds to
11 the auditor's functions. The office of County Treasurer in the
12 counties of Bexar and Collin are abolished and all the powers,
13 duties, and functions of the office in each of these counties are
14 transferred to the County Clerk. However, the office of County
15 Treasurer shall be abolished in the counties covered by this
16 subsection only after a local election has been held in each county
17 and the proposition "to abolish the elective office of county
18 treasurer" has passed by a majority of those persons voting in said
19 election.

20 (c) The office of County Treasurer in the counties of
21 Andrews and Gregg [County] is abolished. In Andrews County, [and
22 all] the powers, duties, and functions of the [that] office are
23 transferred to the County Auditor of the [that] county or to the
24 officer who succeeds to the auditor's functions. In Gregg County,

And
1 the functions of the office are transferred to ^{an elected officer of the County} ~~the county officer~~
2 designated by the Commissioners Court, and the Commissioners Court
3 may from time to time change its designation as it considers
4 appropriate.

5 (d) The office of County Treasurer in the counties of El
6 Paso and Fayette [County] is abolished. In El Paso County, the
7 [The] Commissioners Court [of-the-county] may employ or contract
8 with a qualified person or may designate another county officer to
9 perform any of the functions that would have been performed by the
10 County Treasurer if the office had not been abolished. In Fayette
11 County, the functions of the abolished office are transferred to
12 the County Auditor or to the officer who succeeds to the auditor's
13 functions. However, the office of County Treasurer in El Paso or
14 Fayette County is abolished under this subsection only if, at the
15 statewide election at which [this] the constitutional amendment
16 providing for the abolition of the office in that county is
17 submitted to the voters, a majority of the voters of that county
18 [El--Pase-County] voting on the question at that election favor the
19 amendment.

20 (f) ~~The office of County Treasurer in Nueces County is~~
21 ~~abolished under Subsection (b) of this section according to the~~
22 ~~terms of that subsection.~~ The office of County Treasurer in Gregg
23 County is abolished under Subsection (c) of this section on January
24 1, 1988. The office of County Treasurer in Fayette County is
25 abolished under Subsection (d) of this section on the day following
26 the date of the official canvass of returns showing the adoption,
27 statewide and in Fayette County, of the constitutional amendment

1 proposed by House Joint Resolution 35 of the 70th Legislature,
2 Regular Session, 1987. This subsection expires January 2, 1988.

Amid
#2
3 *Insert A* SECTION 2. This proposed amendment shall be submitted to the
4 voters at an election to be held on November 3, 1987. The ballot
5 shall be printed to provide for voting for or against the
6 proposition: "The constitutional amendment to provide for the
7 abolition of the office of county treasurer in Gregg, Fayette, and
8 Nueces counties."

ADOPTED

MAY 20 1987

Betty Murray
Chief Clerk
House of Representatives

Yost

AMENDMENT TO C.S.H.J.R. No. 35

- 1 Amend H.J.R. 35 on page 2, line 1, by striking "the county
- 2 officer" and substituting "an elected official or the County
- 3 Auditor as".

ADOPTED

MAY 20 1987

Betty Murray
Chief Clerk
House of Representatives

FLOOR AMENDMENT NO.

2

BY

Robert

Amend C.S.H.J.R. 35 by deleting line 8 on page 1 and adding the following:

"Tarrant and Bee, is abolished and all the powers,"

Amend C.S.H.J.R. 35 by deleting lines 20 and 21 on page 2, and by deleting the following on line 22:

"terms of that subsection."

Amend C.S.H.J.R. 35 on page 3 by adding a new subsection (g) that reads as follows:

Insert

all under Sec. 102.01

(g) The office of County Treasurer in Nueces County is abolished and all powers, duties, and functions of this office are transferred to the County Clerk. However, the office of County Treasurer in Nueces County is abolished under this subsection only if, at the statewide election at which this amendment is submitted to the voters, a majority of the voters of Nueces County voting on the question at that election favor the amendment. The office of County Treasurer of Nueces County is abolished on January 1, 1988, if the conditions of this subsection are met. If that office in Nueces County is not abolished, Subsection (g) expires on January 1, 1988.

HOUSE ENGROSSMENT

1987 MAY 21 AM 12:10

HOUSE OF REPRESENTATIVES

By Yost

H.J.R. No. 35

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county treasurer in certain counties.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article XVI, Section 44, of the Texas
5 Constitution is amended by amending Subsections (c) and (d) and by
6 adding Subsections (f) and (g) to read as follows:

7 (c) The office of County Treasurer in the counties of
8 Andrews and Gregg [County] is abolished. In Andrews County, [and
9 all] the powers, duties, and functions of the [that] office are
10 transferred to the County Auditor of the [that] county or to the
11 officer who succeeds to the auditor's functions. In Gregg County,
12 the functions of the office are transferred to an elected official
13 or the County Auditor as designated by the Commissioners Court, and
14 the Commissioners Court may from time to time change its
15 designation as it considers appropriate.

16 (d) The office of County Treasurer in the counties of El
17 Paso and Fayette [County] is abolished. In El Paso County, the
18 [The] Commissioners Court [of-the-county] may employ or contract
19 with a qualified person or may designate another county officer to
20 perform any of the functions that would have been performed by the
21 County Treasurer if the office had not been abolished. In Fayette
22 County, the functions of the abolished office are transferred to
23 the County Auditor or to the officer who succeeds to the auditor's
24 functions. However, the office of County Treasurer in El Paso or

1 Fayette County is abolished under this subsection only if, at the
2 statewide election at which [~~this~~] the constitutional amendment
3 providing for the abolition of the office in that county is
4 submitted to the voters, a majority of the voters of that county
5 [~~El--Pase-County~~] voting on the question at that election favor the
6 amendment.

7 (f) The office of County Treasurer in Gregg County is
8 abolished under Subsection (c) of this section on January 1, 1988.
9 The office of County Treasurer in Fayette County is abolished under
10 Subsection (d) of this section on the day following the date of the
11 official canvass of returns showing the adoption, statewide and in
12 Fayette County, of the constitutional amendment proposed by House
13 Joint Resolution 35 of the 70th Legislature, Regular Session, 1987.
14 This subsection expires January 2, 1988.

15 (g) The office of County Treasurer in Nueces County is
16 abolished and all powers, duties, and functions of this office are
17 transferred to the County Clerk. However, the office of County
18 Treasurer in Nueces County is abolished under this subsection only
19 if, at the statewide election at which this amendment is submitted
20 to the voters, a majority of the voters of Nueces County voting on
21 the question at that election favor the amendment. The office of
22 County Treasurer of Nueces County is abolished on January 1, 1988,
23 if the conditions of this subsection are met. If that office in
24 Nueces County is not abolished, this subsection expires on January
25 1, 1988.

26 SECTION 2. This proposed amendment shall be submitted to the
27 voters at an election to be held on November 3, 1987. The ballot

H.J.R. No. 35

1 shall be printed to provide for voting for or against the
2 proposition: "The constitutional amendment to provide for the
3 abolition of the office of county treasurer in Gregg, Fayette, and
4 Nueces counties."

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 14, 1987

TO: Honorable Mark W. Stiles, Chair In Re: Committee Substitute for
Committee on County Affairs House Joint Resolution No. 35
House of Representatives
Austin, Texas

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on Committee Substitute for House Joint Resolution No. 35 (proposing a constitutional amendment to abolish the office of county treasurer in certain counties) this office has determined the following:

The fiscal implication to the State is limited to the cost of publication which is estimated to be \$45,000 in fiscal year 1988.

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House as to its fiscal impact on units of local government.

Source: LBB Staff: JO, HES, JWH, GL, LV

By: Yost (Senate Sponsor - Anderson, et al.) H.J.R. No. 35
(In the Senate - Received from the House May 21, 1987;
May 22, 1987, read first time and referred to Committee on
Intergovernmental Relations; May 27, 1987, reported favorably by
the following vote: Yeas 7, Nays 0; May 27, 1987, sent to
printer.)

COMMITTEE VOTE

	Yea	Nay	PNV	Absent
Parmer	x			
Leedom	x			
Anderson	x			
Armbrister	x			
Barrientos	x			
Brown	x			
Johnson				x
Sims				x
Tejeda				x
Whitmire				x
Zaffirini	x			

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to abolish the office of
county treasurer in certain counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article XVI, Section 44, of the Texas
Constitution is amended by amending Subsections (c) and (d) and by
adding Subsections (f) and (g) to read as follows:

(c) The office of County Treasurer in the counties of
Andrews and Gregg [County] is abolished. In Andrews County, [and
all] the powers, duties, and functions of the [that] office are
transferred to the County Auditor of the [that] county or to the
officer who succeeds to the auditor's functions. In Gregg County,
the functions of the office are transferred to an elected official
or the County Auditor as designated by the Commissioners Court, and
the Commissioners Court may from time to time change its
designation as it considers appropriate.

(d) The office of County Treasurer in the counties of El
Paso and Fayette [County] is abolished. In El Paso County, the
[The] Commissioners Court [of-the-county] may employ or contract
with a qualified person or may designate another county officer to
perform any of the functions that would have been performed by the
County Treasurer if the office had not been abolished. In Fayette
County, the functions of the abolished office are transferred to
the County Auditor or to the officer who succeeds to the auditor's
functions. However, the office of County Treasurer in El Paso or
Fayette County is abolished under this subsection only if, at the
statewide election at which [this] the constitutional amendment
providing for the abolition of the office in that county is
submitted to the voters, a majority of the voters of that county
[El--Pase-County] voting on the question at that election favor the
amendment.

(f) The office of County Treasurer in Gregg County is
abolished under Subsection (c) of this section on January 1, 1988.
The office of County Treasurer in Fayette County is abolished under
Subsection (d) of this section on the day following the date of the
official canvass of returns showing the adoption, statewide and in
Fayette County, of the constitutional amendment proposed by House
Joint Resolution 35 of the 70th Legislature, Regular Session, 1987.
This subsection expires January 2, 1988.

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abolished and all powers, duties, and functions of this office are
transferred to the County Clerk. However, the office of County
Treasurer in Nueces County is abolished under this subsection only
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H.J.R. No. 35
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Nueces County is not abolished, this subsection expires on January
1, 1988.

SECTION 2. This proposed amendment shall be submitted to the
voters at an election to be held on November 3, 1987. The ballot
shall be printed to provide for voting for or against the
proposition: "The constitutional amendment to provide for the
abolition of the office of county treasurer in Gregg, Fayette, and
Nueces counties."

* * * * *

Austin, Texas
May 27, 1987

Hon. William P. Hobby
President of the Senate

Sir:

We, your Committee on Intergovernmental Relations to which was
referred H.J.R. No. 35, have had the same under consideration, and
I am instructed to report it back to the Senate with the
recommendation that it do pass and be printed.

Parmer, Chairman

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 26, 1987

TO: Honorable Hugh Parmer, Chairman
Committee on Intergovernmental Relations
Senate Chamber
Austin, Texas

In Re: House Joint Resolution
No. 35, as engrossed
By: Yost

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Joint Resolution No. 35, as engrossed (proposing a constitutional amendment to abolish the office of county treasurer in certain counties) this office has determined the following:

The fiscal implication to the State is limited to the cost of publication which is estimated to be \$45,000 in fiscal year 1988.

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House as to its fiscal impact on units of local government.

Source: LBB Staff: JO, HES, JWH, GL, PA

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 14, 1987

TO: Honorable Mark W. Stiles, Chair In Re: Committee Substitute for
Committee on County Affairs House Joint Resolution No. 35
House of Representatives
Austin, Texas

FROM: Jim Oliver, Director

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Source: LBB Staff: JO, HES, JWH, GL, LV

SENATE FAVORABLE COMMITTEE REPORT

Lt. Governor William P. Hobby
President of the Senate

5/27/87
(date)/(time)

Sir:

We, your Committee on INTERGOVERNMENTAL RELATIONS to which was referred
HR 35 by Upst have on 5/26, 1987, had the same
(measure) (sponsor) (hearing date)

under consideration and I am instructed to report it back with the recommendation (s) that it

☒ do pass and be printed

☐ do pass and be ordered not printed

☐ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☒ no

An actuarial analysis was requested. ☐ yes ☒ no

Considered by subcommittee. ☐ yes ☒ no

Senate Sponsor of House Measure Anderson et al

The measure was reported from Committee by the following vote:

	YEA	NAY	PNV	ABSENT
Parmer, Chairman	<input checked="" type="checkbox"/>			
Leedom, Vice Chairman	<input checked="" type="checkbox"/>			
Anderson	<input checked="" type="checkbox"/>			
Armbrister	<input checked="" type="checkbox"/>			
Barrientos	<input checked="" type="checkbox"/>			
Brown	<input checked="" type="checkbox"/>			
Johnson				<input checked="" type="checkbox"/>
Sims				<input checked="" type="checkbox"/>
Tejeda				<input checked="" type="checkbox"/>
Whitmire				<input checked="" type="checkbox"/>
Zaffirini	<input checked="" type="checkbox"/>			
TOTAL VOTES	7	0	0	4

Libby H - y
COMMITTEE CLERK

Hugh Ramsey
CHAIRMAN

F
ENROLLED

H.J.R. No. 35

A JOINT RESOLUTION

1 proposing a constitutional amendment to abolish the office of
2 county treasurer in certain counties.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

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11 officer who succeeds to the auditor's functions. In Gregg County,
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13 or the County Auditor as designated by the Commissioners Court, and
14 the Commissioners Court may from time to time change its
15 designation as it considers appropriate.

16 (d) The office of County Treasurer in the counties of El
17 Paso and Fayette [County] is abolished. In El Paso County, the
18 [The] Commissioners Court [of-the-county] may employ or contract
19 with a qualified person or may designate another county officer to
20 perform any of the functions that would have been performed by the
21 County Treasurer if the office had not been abolished. In Fayette
22 County, the functions of the abolished office are transferred to
23 the County Auditor or to the officer who succeeds to the auditor's
24 functions. However, the office of County Treasurer in El Paso or

1 Fayette County is abolished under this subsection only if, at the
2 statewide election at which [this] the constitutional amendment
3 providing for the abolition of the office in that county is
4 submitted to the voters, a majority of the voters of that county
5 [El--Pase-County] voting on the question at that election favor the
6 amendment.

7 (f) The office of County Treasurer in Gregg County is
8 abolished under Subsection (c) of this section on January 1, 1988.
9 The office of County Treasurer in Fayette County is abolished under
10 Subsection (d) of this section on the day following the date of the
11 official canvass of returns showing the adoption, statewide and in
12 Fayette County, of the constitutional amendment proposed by House
13 Joint Resolution 35 of the 70th Legislature, Regular Session, 1987.
14 This subsection expires January 2, 1988.

15 (g) The office of County Treasurer in Nueces County is
16 abolished and all powers, duties, and functions of this office are
17 transferred to the County Clerk. However, the office of County
18 Treasurer in Nueces County is abolished under this subsection only
19 if, at the statewide election at which this amendment is submitted
20 to the voters, a majority of the voters of Nueces County voting on
21 the question at that election favor the amendment. The office of
22 County Treasurer of Nueces County is abolished on January 1, 1988,
23 if the conditions of this subsection are met. If that office in
24 Nueces County is not abolished, this subsection expires on January
25 1, 1988.

26 SECTION 2. This proposed amendment shall be submitted to the
27 voters at an election to be held on November 3, 1987. The ballot

H.J.R. No. 35

1 shall be printed to provide for voting for or against the
2 proposition: "The constitutional amendment to provide for the
3 abolition of the office of county treasurer in Gregg, Fayette, and
4 Nueces counties."

H.J.R. No. 35

President of the Senate

Speaker of the House

I certify that H.J.R. No. 35 was passed by the House on May 20, 1987, by the following vote: Yeas 130, Nays 8, 3 present, not voting.

Chief Clerk of the House

I certify that H.J.R. No. 35 was passed by the Senate on May 28, 1987, by the following vote: Yeas 29, Nays 1.

Secretary of the Senate

RECEIVED: _____

Date

Secretary of State

President of the Senate

Speaker of the House

I certify that H.J.R. No. 35⁽¹⁾ was passed by the House on

(2)

May 20, 1987, by the following vote:

Yeas 130⁽³⁾, Nays 8, 3 present, not voting⁽⁴⁾

Chief Clerk of the House

I certify that H.J.R. No. 35⁽¹⁾ was passed by the Senate on

(5)

May 28, 1987, by the following vote:

Yeas 29⁽⁶⁾, Nays 1⁽⁷⁾

Secretary of the Senate

RECEIVED:

Date

Secretary of State

**** Preparation: 'A;CT47;

H. J. R. No. 35

By ygt

HOUSE JOINT RESOLUTION

proposing a constitutional amendment to abolish the office of county treasurer in Gregg County.

FEB 2 1987

1. Filed with the Chief Clerk.

FEB 5 1987

2. Read first time and referred to Committee on

County Affairs

MAY 7 1987

3. Reported favorably ~~as amended~~ (as substituted) and sent to Printer at

2:30 pm
MAY 14 1987

MAY 17 1987

4. Printed and distributed at

3:11 pm

MAY 18 1987

5. Sent to Committee on Calendars at

8:41 am

MAY 20 1987

6. Read second time ~~(amended)~~ ^{as subs.} and (finally) passed ~~to Third Reading~~ by a Record Vote of 130 yeas, 8 nays, 3 present, not voting.

7. Motion to reconsider and table the vote by which H.J.R. _____ was ordered engrossed prevailed (failed) by (Non-Record Vote) (Record Vote of _____ yeas, _____ nays, _____ present, not voting).

8. Read third time (amended) and finally adopted (failed) of adoption) by a Record Vote of _____ yeas, _____ nays, _____ present, not voting.

9. Caption ordered amended to conform to body of resolution.

10. Motion to reconsider and table the vote by which H.J.R. _____ was finally adopted prevailed (failed) by a (Non-Record Vote) Record Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 20 1987

11. Ordered Engrossed at 4:23 pm

MAY 21 1987

12. Engrossed.

MAY 21 1987

13. Returned to Chief Clerk at 12:10 a.m.

14. Sent to the Senate.

Betty Murray
Chief Clerk of the House

MAY 21 1987

15. Received from the House

MAY 22 1987

16. Read, referred to Committee on

INTERGOVERNMENTAL RELATION

MAY 27 1987

17. Reported favorably

18. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

19. Ordered not printed.

MAY 28 1987

20. Regular order of business suspended by

unanimous consent
(a viva voce vote.)
_____ yeas, _____ nays.)

21. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAY 28 1987

22. Read second time

passed to third reading by:
(a viva voce vote.)
_____ yeas, _____ nays.)

23. Caption ordered amended to conform to body of bill.

MAY 28 1987

24. Senate and Constitutional 3-Day Rules suspended by vote of 28 yeas,
2 nays to place bill on third reading and final passage.

MAY 28 1987

25. Read third time and passed by

(a viva voce vote.)

(29 yeas, 1 nays.)

OTHER ACTION:

OTHER ACTION:

Secretary of the Senate

26. Returned to the House.

MAY 28 1987

27. Received from the Senate (~~with amendments~~)
(~~as substituted~~)

28. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record
(Substitute) Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

29. Conference Committee Ordered.

30. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

MAY 28 1987

31. Ordered Enrolled at 2:31 pm

HOUSE OF REPRESENTATIVES

1987 MAY 21 AM 12:10

1987 MAY 27 AM 9:11

169